

IN THE UNITED STATES DISTRICT COURT FOR THE  
NORTHERN DISTRICT OF ILLINOIS, EASTERN DISTRICT

HUDSON SURGICAL DESIGN, INC.

ZIMMER HOLDINGS, INC., ZIMMER,  
INC., RUSH SYSTEM FOR HEALTH and  
RUSH UNIVERSITY MEDICAL CENTER,

Civil Action No. 08 C 1566

Judge Virginia M. Kendall  
Magistrate Judge Nan R. Nolan

**MOTION FOR LEAVE TO FILE UNDER SEAL**

Hudson Surgical Design, Inc. (“Hudson”) respectfully moves the Court to seal Exhibits B, G and K of Hudson’s Motion to Compel Discovery From Defendant Rush University Medical Center (“Hudson’s Motion to Compel”). In support of its motion, Hudson states as follows:

1. Pursuant to the Stipulated Protective Order entered by this Court on June 12, 2008 the parties may designate material as “Confidential” or “Highly Confidential.” Stipulated Protective Order at ¶ 3.
2. Exhibits B and K to Hudson’s Motion to Compel are a document that were produced by RUMC in the above referenced matter. RUMC designated the documents as “Confidential” under the Stipulated Protective Order.
3. Exhibit G to Hudson’s Motion to Compel is a document that was produced by RUMC in the above referenced matter. RUMC designated the document as “Highly Confidential” under the Stipulated Protective Order.

4. When a party files a document containing or disclosing confidential information with the Court, it shall file that document under seal and in compliance with LR 5.8 and L.R.26.2 WHEREFORE, Hudson requests that this Court order Exhibits B, G, and K of Hudson's Motion to Compel Discovery From Rush University Medical Center sealed.

Respectfully submitted,

s/Laura A. Kenneally

Christopher J. Lee

David J. Sheikh

Richard B. Megley, Jr.

Laura A. Kenneally

NIRO, SCAVONE, HALLER & NIRO

181 West Madison Street, Suite 4600

Chicago, Illinois 60602

(312) 236-0733

**Attorneys for Plaintiff, Hudson Surgical  
Design, Inc.**

**CERTIFICATE OF SERVICE**

The undersigned hereby certifies that a copy of the foregoing **HUDSON SURGICAL DESIGN, INC.'S MOTION FOR LEAVE TO FILE UNDER SEAL** was electronically filed with the Clerk of Court using CM/ECF system, which will send notification by electronic mail to the following:

Robert B. Breisblatt (*robert.breisblatt@kattenlaw.com*)  
Sheldon T. Zenner (*sheldon.zenner@kattenlaw.com*)  
Thomas J. Maas (*thomas.maas@kattenlaw.com*)  
Brian Sodikoff (*brian.sodikoff@kattenlaw.com*)  
KATTEN MUCHIN ROSENMAN LLP  
525 W. Monroe Street  
Chicago, IL 60661  
(312) 902-5200  
Fax: (312) 902-1061

***Attorneys for Rush System for Health and  
Rush University Medical Center***

Christina L. Brown (*brownc@mbhb.com*)  
Michael H. Baniak (*baniak@mbhb.com*)  
Gary E. Hood (*hood@mbhb.com*)  
MCDONNELL BOEHNEN HULBERT & BERGHOFF LLP  
300 South Wacker Drive, Suite 3100  
Chicago, IL 60606  
(312) 913-0001  
Fax: (312) 913-0002

***Attorneys for Zimmer, Inc. and Zimmer Holdings, Inc.***

on August 6, 2008.

*s/Laura A. Kenneally*